

PUBLIC SAFETY DEPARTMENT[661]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 101.1, the State Fire Marshal hereby gives Notice of Intended Action to rescind Chapter 51, “Flammable and Combustible Liquids,” and adopt new Chapter 228, “Liquefied Natural Gas,” Iowa Administrative Code.

Iowa Code section 101.1 authorizes the State Fire Marshal to establish requirements for the safe transportation, storage, handling, and use of liquefied natural gas. The standard has not been updated since 2002. The amendments proposed herein would update the reference to the national standard used as the basis for requirements for transportation, storage, handling, and use of liquefied natural gas and would move the rule to a new chapter. This is part of a renumbering of administrative rules of the Department of Public Safety intended to make the rules more accessible and easier to understand.

Any person may submit written comments regarding the amendments proposed herein by mail to Agency Rules Administrator, Iowa Department of Public Safety, State Public Safety Headquarters Building, 215 East 7th Street, Des Moines, Iowa 50319; by fax to (515)725-6195 (cover sheet should say “Attention: Agency Rules Administrator”); or by E-mail to admrule@dps.state.ia.us, by 4:30 p.m. on October 31, 2011. Written comments may also be submitted at the public hearing.

There will be a public hearing to accept oral comments on these amendments at 9:45 a.m. on November 1, 2011, in the First Floor Public Conference Room (Room 125) in the State Public Safety Headquarters Building, 215 East 7th Street, Des Moines. Any person who wishes to speak on these proposed amendments may do so at the public hearing. Persons who wish to speak at the hearing are encouraged to notify the Agency Rules Administrator of their wish to do so at least one day prior to the hearing by telephone at (515)725-6185 or by E-mail to admrule@dps.state.ia.us. Persons who speak at the public hearing are also encouraged to submit their comments in writing but are not required to do so. The hearing room is fully accessible.

These amendments are not anticipated to have any fiscal impact.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapter 101.

The following amendments are proposed.

ITEM 1. Rescind **661—Chapter 51**.

ITEM 2. Adopt the following **new** 661—Chapter 228:

CHAPTER 228

LIQUEFIED NATURAL GAS

661—228.1(101) Transportation, storage, handling, and use of liquefied natural gas. NFPA 59A, “Standard for the Production, Storage and Handling of Liquefied Natural Gas (LNG),” 2009 edition, is adopted by reference as the rules governing the transportation, storage, handling, and use of liquefied natural gas. Persons who transport, store, handle, or use liquefied natural gas shall comply with the applicable requirements established therein.

This rule is intended to implement Iowa Code chapter 101.